

PATENT PATENT

Attorney Docket No.: MMI1100-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

DeNise et al.

Art Unit:

1637

Application No.:

10/750,185

Examiner:

M.E. Baughman

Filed:

December 31, 2003

Conf:

5843

Title:

COMPOSITIONS FOR INFERRING BOVINE TRAITS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

REQUEST FOR CORRECTION OF ERROR IN SMALL ENTITY STATUS PURSUANT TO 37 CFR § 1.28(c)

Sir:

In the above-identified patent application, Applicant established small entity status in good faith, paid filing fees as a small entity in good faith, and later discovered that such status as a small entity was established in error. Accordingly, Applicant respectfully requests that the error in small entity status be excused pursuant to 37 CFR § 1.28(c).

The deficiency payment is itemized as follows:

9)4572004 ABLANCO 00000002 10750185 1 FC:2001 -385.00 OP 2 FC:2201 -129.00 OP -54.00 OP

- (A) Types of Fees Erroneously Paid as a Small Engine 2202
 - 1. Filing Fee
 - 2. Six (6) Extra Total Claims Fee
- Adjustment date: 11/15/2006 SLUANGI 09/29/2004 MBLANCO 00000002 10750185 05 FC:2251 -55.00 OF
- 3. Three (3) Extra Independent Claims Fee
- 4. Missing Parts Surcharge Fee
- 5. Missing Parts One (1) Month Extension of Time Fee

1/	15/2006	SLUANG1	00000036	10750185
	10/ L000	arouno F	AAAAAAA99	TA\20192

01 FC:1001 02 FC:1201 03 FC:1202 04 FC:1051 05 FC:1251 06 FC:1461

790.00 OF 600.00 OP 300.00 OP 130.00 OP 120.00 OP 210.00 OP **CERTIFICATION UNDER 37 CFR §1.8**

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, November 8, 2006, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Aldon Griffis

(Name of Person Mailing Paper)

(Signature)

November 8, 2006

(Date)

In re Application of:

DeNise et al.

Application No.: 10/750,185 Filed: December 31, 2003

Page 2

(B) Small Entity Fees Paid:

- 1. Filing Fee \$385.00 (Paid September 24, 2004)
- 2. Six (6) Extra Total Claims Fee \$54.00 (Paid September 24, 2004)

PATENT

Attorney Docket No.: MMI1100-2

- 3. Three (3) Extra Independent Claims Fee \$129.00 (Paid September 24, 2004)
- 4. Missing Parts Surcharge Fee \$65.00 (Paid September 24, 2004)
- 5. Missing Parts One (1) Month Extension of Time Fee \$55.00 (Paid September 24, 2004)
- (C) Deficiency Amounts Owed:
 - 1. Filing Fee (Filing, Search and Exam Fees) \$615.00
 - 2. Six (6) Extra Total Claims Fee \$246.00
 - 3. Three (3) Extra Independent Claims Fee \$471.00
 - 4. Missing Parts Surcharge Fee \$65.00
 - 5. Missing Parts One (1) Month Extension of Time Fee \$65.00
- (D) Total Deficiency Payment Owed: \$1,462.00

Enclosed is Check No. 583841 in the total amount of \$1,462.00; which consists of the total deficiency fees described in Section C above. The Commissioner is hereby authorized to charge any other fees associated with the filing submitted herewith, or credit any overpayments to Deposit Account No. 07-1896.

Respectfully submitted,

Date: November 8, 2006

Lisa A. Haile, J.D., Ph.D. Registration No.: 38,347 Telephone: (858) 677-1456

Facsimile: (858) 677-1465

USPTO CUSTOMER NUMBER 28213

DLA PIPER US LLP 4365 Executive Drive, Suite 1100 San Diego, California 92121-2133

NAU



Attorney Docket No.: MMI1100-2

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

DeNise et al.

Art Unit:

1637

Application No.:

10/750,185

Examiner:

M.E. Baughman

Filed:

December 31, 2003

Conf:

5843

Title:

COMPOSITIONS FOR INFERRING BOVINE TRAITS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

TRANSMITTAL SHEET

- Sir:

Transmitted herewith for the above-identified application please find:

- 1. Request for Correction of Error in Small Entity Status Pursuant to 37 CFR § 1.28(c) (2 pages);
- 2. Check No. 583841 in the amount of \$1,462.00; and
- 3. Return Receipt Postcard.

CERTIFICATION UNDER 37 CFR §1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, November 8, 2006, in an envelope addressed to:

Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Aldon Griffis

(Name of Person Mailing Paper)

November 8, 2006

(Date

(Signature)

In re Application of:

DeNise et al.

Application No.: 10/750,185 Filed: December 31, 2003

Page 2

PATENT Attorney Docket No.: MMI1100-2

Enclosed is Check No. 583841 in the total amount of \$1,462.00; which consists of \$615.00 for the Filing Fee deficiency, \$246.00 for the Six (6) Extra Total Claims deficiency, \$471.00 for the Three (3) Extra Independent Claims deficiency, \$65.00 for the Missing Parts Declaration Surcharge Fee deficiency and \$65.00 for the One (1) Month Extension of Time deficiency. The Commissioner is hereby authorized to charge any other fees associated with the filing submitted herewith, or credit any overpayments to Deposit Account No. 07-1896. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: November 9, 2006

Lisa A. Haile, J.D., Ph.D.

Registration No. 38,347 Telephone: (858) 677-1456 Facsimile: (858) 677-1465

USPTO Customer Number 28213 DLA PIPER US LLP 4365 Executive Drive, Suite 1100 San Diego, CA 92121-2133